THE HON'BLE SRI JUSTICE ELIPE DHARMA RAO

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WRIT PETITION NO. 17570 of 2005

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DATED: 18.08.2005

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Between:

Lakkineni Lakshumma, W/o Chinnaiah.

Petitioner

And

1. The Revenue Divisional Officer, Rajampet, Kadapa District,

and others

Respondents

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ORDER:

Heard both sides.

In this Writ Petition, petitioner is seeking a Writ of Mandamus, declaring the

action of the respondents in evicting the petitioner from the land of Ac. 5.00 in S.No. 270/4 and Ac. 3.24 of land in S.No. 270/1 of Gundapuram Village in B. Mattam Mandal of Kadapa District, without following the procedure under board Standing Orders, without canceling the assignments and without notice, as illegal and consequently direct the respondents not to evict the petitioner from the above mentioned land, without following the due process of law.

The case of the petitioner is that she applied for grant of assignment of some land and as such she was granted assignment of Ac. 5 of land in S.No. 270/4 under DKT No. 317/92 of Gundapuram Village in B. Mattam Mandal of Kadapa District. After assignment, she made the land cultivable within three years and she has not violated any conditions of assignment. Thus her assignment became absolute and final as nobody filed any appeal or revision so far. While so, the second resonant had been proclaiming through his subordinates that the very same land would be assigned to third parties on the eve of Independence Day. For that petitioner submitted a grievance petition to the first respondent and the first respondent in turn referred the matter to the second respondent in his Ref.No. G.B./16/2005/Rjpt, dated 21.7.2005. Even then, the respondents are proposing to evict the petitioner from the land without following the due process of law, without following the procedure contemplated under Board Standing Orders and even without issuing any notice. Hence, the present Writ Petition.

In view of the above facts and circumstances of the case, I deem it appropriate to direct the respondents not to dispossess the petitioner from the land situated in S.No. 270/4 to an extent of Ac. 5.00 and the land situated in S.No. 270/1 to an extent of Ac. 3.24 of Gundapuram Village in B. Mattam Mandal of Kadapa District, without following the due process of law.

With the above observation, the Writ Petition is disposed of. No order as to costs.

E. DHARMA RAO, J

DATED: 18/08/2005

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